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Attorney's Docket No. <u>032304-107</u>

22390 U.S. PTO 10/777881

16310

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR FILING CONTINUATION-IN-PART APPLICATION UNDER 37 C.F.R. § 1.53(b)

MAIL STOP PATENT APPLICATION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Customer No. 2 1 8 3 9

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This is a request for filing a continuation-in-part application under 37 C.F.R. § 1.53(b) of pending Application No. 10/447,587 filed on May 28, 2003, for METHOD AND APPARATUS FOR LOADING A BENEFICIAL AGENT INTO AN EXPANDABLE MEDICAL DEVICE, by the following named inventor(s):

	(8	a) Full Name	Stephen Hunter Diaz
	(1)	o) Full Name	Kinam Park
	(0	c) Full Name	
[X]		icant(s) suggests to cation publication	the inclusion of Figure 3 for inclusion on the front page of the patent and/or patent.
[]		icant(s) requests the mation:	nat the published application include the following assignment
1.	[X]	Enclosed is/are	3 sheet(s) of drawings.
2.	[]	Enclosed is a cer	tified copy of the priority document.
3.	[]	Enclosed is an A	ssignment document.
4.	[X]	An [] executed	d [X] unexecuted declaration of the inventor(s)
		[X] also is enclo	sed [] will follow.
5.	[X]	Small entity state	us is hereby claimed.
6.	[X]	The filing fee is amendment:	calculated below [] and in accordance with the enclosed preliminary

CLAIMS					
	No. Of		EXTRA		
	CLAIMS		CLAIMS	RATE	FEE
Basic Application Fee					\$770.00 (1001)
Total Claims	50	MINUS 20 =	30	× \$18.00 (1202) =	540.00
Independent Claims	pendent Claims 6 MINUS		3	× \$86.00 (1201) =	258.00
If multiple dependent claims are presented, add \$290.00 (1203)				0	
Total Application Fee			1,568.00		
If small entity status is claimed, subtract 50% of Total Application Fee				784.00	
Add Assignment Recording Fee of \$40.00 (8021) if Assignment document is enclosed				0	
TOTAL APPLICATION FEE DUE			784.00		

7.	[]	This application is being filed without a filing fee. Issuance of a Notice to File Missing Parts of Application is respectfully requested.				
8.	[]	Charge \$ to Deposit Account No. 02-4800 for the fee due.				
9.	[X]	A check in the amount of \$ 784.00 is enclosed for the fee due.				
10.	[X]	The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.				
11.	[X]	New drawings are enclosed.				
12.	[]	Priority of Application No filed on _ in _ (country) is claimed under 35 U.S.C. § 119.				
			 [] The certified copy of the priority application [] is enclosed [] was filed on _ in prior Application No, filed on _, and acknowledged by the Examiner on _ in Paper No [] has not yet been filed. 				
13.	[]	A preliminary amendment is enclosed.				
14.	[]	An Information Disclosure Statement is enclosed.				
15.	[]	A General Authorization for Payment of Fees and Petitions for Extensions of Time is enclosed.				
16.	[X]	Also enclosed Return Postcard.				

Request for Filing Continuation-in-Part Application of Application No. 10/447,587
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17. [X]	The power of attorney in the prior application is to <u>James W. Peterson and all attorneys</u> associated with Customer No. 21839.			
	a.	[X]	The power appears in the original papers in the prior application.	
	b.	[]	Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.	
	c.	[]	Recognize as Associate Attorney	
	d.	[]	Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)	
			BURNS, DOANE, SWECKER & MATHIS, L.L.P. Customer Number: 2 1 8 3 9 P.O. Box 1404 Alexandria, Virginia 22313-1404	
Date: <u>Fe</u>	<u>bruar</u>	<u>y 11, 2</u>	VW VMX	
Address (OF SIC	GNATOR	t:	
P.O. Box	1404 a, Vi	rginia 2	[] inventor(s) [] assignee of complete interest [22313-1404 [X] attorney or agent of record [] filed under 37 C. F. R. § 1.34(a)	